

UNAPPROVED - DRAFT

**BOARD OF DENTISTRY
COSMETIC PROCEDURES QUALITY ASSURANCE REVIEW CONFERENCE**

Wednesday, October 24, 2007

**Department of Health Professions
9960 Mayland Drive, Board, Board Room 4
Richmond, Virginia 23233**

CALL TO ORDER: The meeting was called to order at 9:05 a.m.

PRESIDING: James Watkins, D.D.S., Chair

MEMBERS PRESENT: Darryl Pirok, DDS
Jeffrey Levin, DDS

STAFF PRESENT: Sandra K. Reen, Executive Director
Catherine Chappell, Administrative Staff Assistant

PARTICIPANTS: Edward S. Amrhein, DDS
Joseph M. Arzadon, DDS
Jay M. Bukzin, DDS
Joseph Niamtu, DMD
Thomas B. Padgett, DMD
Albert W. Parulis, DMD
Bradley S. Trotter, DDS
Gene A. Vandervort, DDS

GUESTS: Mr. Matthew Benedetti, HF Consulting
Gerald C. Canaan, II, Esq., Hancock, Daniel, Johnson & Nagle
Charles L. Cuttino, DDS, Virginia Dental Association
Lewis Ladocsi, MD, Richmond Plastic Surgeons
L. Warren West, DDS, VA Oral & Maxillofacial Surgeons Society

**INTRODUCTIONS/
PURPOSE:** Dr. Watkins welcomed the participants and guests and asked that each introduce himself. Using a power point presentation, he noted the Board's duties specific to oral and maxillofacial surgeons and stated that the purpose of the Conference was to discuss the process, outcomes and future of quality assurance reviews for those holding certification to perform cosmetic procedures.

**LEGAL
REQUIREMENTS /
PROCESS FOR FIRST
REVIEWS:** Dr. Pirok, also working from the power point presentation, gave an overview of the legal requirements for regulating the performance of cosmetic procedures and described the process followed in the first quality assurance reviews.

**TOOLS USED / REVIEW
OF RESULTS:** Ms. Reen picked up the power point presentation by indicating that Dr. Watkins, Dr. Pirok, and she were the members of the

committee the Board asked to oversee the quality assurance review process and that her part in the presentation was to address the results of the first reviews and the possibility of disciplinary action following future reviews.

She stated that conducting quality assurance reviews was outside the traditional responsibilities of the Board and that development of the process to do the first reviews proved to be challenging because no other board within the Virginia Department of Health Professions, and to her knowledge, no other board of dentistry in another jurisdiction does such reviews. She advised that the Information gathered by the investigators and from Dr. Turvey on each of the eight OMSs that were reviewed is confidential then she reviewed generally the findings from the first reviews.

Ms. Reen advised that the reviews were generally very positive in regards to the treatment patients received and the records kept then she went through several slides reviewing items addressed by the investigator or the reviewer.

Participants asked about changing the law to remove the requirement for reviews. Ms. Reen advised that the purpose of the Conference was to discuss the reviews which the Board is required to perform.

**POSSIBLE
DISCIPLINARY ACTION /
DISCUSSION:**

Ms. Reen then reviewed the legal requirements for practice and recordkeeping that OMSs should make note of in preparing for the reviews that will begin in calendar year 2008. She also discussed the OMS Audit Checklist used by the investigators who collected information and records and the Record Review Worksheet that Dr. Turvey used to guide his treatment reviews. She noted that the individual reports received from the investigators and from Dr. Turvey were given to the three participants in attendance who were subject to the reviews. Ms. Reen indicated that the other five certificate holders who were reviewed would be sent their individual results.

Dr. West questioned if BOTOX procedures and facial peels fell within "similar procedures" allowed to be performed only by oral and maxillofacial surgeons holding cosmetic procedures certification. Ms. Reen advised that the Board had previously decided that certification was required for BOTOX procedures.

She suggested that Dr. West write to the Board for clarification as to facial peels.

Dr. Cuttino asked if facility inspections would be performed with the quality assurance reviews. Ms. Reen indicated that an inspection could be a follow-up step based on findings of possible violations. Otherwise inspections are not a planned part of the review.

Dr. Vandervort suggested that the Board create a database to track violations found in the reviews. Ms. Reen responded that implementation of such a database would require Board oversight and additional fees from certificate holders.

With respect to the current checklist used in the reviews, Dr. Parulis suggested that the review focus on the aspects of practice unique to cosmetic procedures rather than the more general practice issues. He suggested including chief complaint, data collections (including photographs), diagnosis, treatment plan, procedure, and outcome.

**DISCUSSION OF
FUTURE QUALITY
ASSURANCE REVIEWS:**

Dr. Watkins asked the group for their thoughts on the next review process.

Dr. Niamtu commented that although the reviews were a positive step, that they may not be necessary in the future and may be found to be discriminatory. He suggested utilizing someone in an academic setting as the next reviewer. Ms. Reen asked for input on utilizing a reviewer from VCU as opposed to an out-of-state individual. She noted that the identity of the certificate holder was not concealed in the first reviews and that it would be difficult to redact enough entries in patient records to conceal the dentist. It was suggested that a back-up reviewer be planned to avoid issues of bias.

Discussion ensued as to changing the focus of the review from the record to the actual procedure, whereby outcomes of procedures and the number of complications and complaints are reviewed. Questions were raised as to whether using the existing checklist was to improve recordkeeping or to find violations. Changing the focus of the review to the treatment was encouraged.

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**WRAP UP / NEXT
STEPS:**

Ms. Reen thanked the participants for their participation and ideas. She noted that the review process was not originally seen as a disciplinary tool but that violations had been found and needed to be addressed. She said the committee would take the recommendations from the Conference to the Board regarding the conduct of the 2008 reviews and notify the 19 certificate holders of the Board's decision. She welcomed them to attend the Board meetings.

Dr. Watkins referenced the Board's webpage as a resource for information on upcoming meetings and Board guidance.

ADJOURNMENT

The Conference was adjourned at 10:52 a.m.

James Watkins, DDS, Chair

Sandra K. Reen, Executive Director

Date

Date